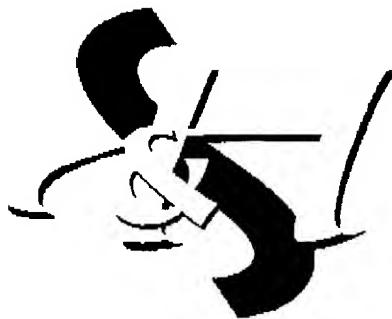


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# FAX

 INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office			From:	Molly L. Sauter
Attn:	Amanda T. Le - Art Unit 2634			Client:	1413.02
Fax:	(703) 872-9314			Pages:	15 including coversheet
Phone:	(703) 305-4769			Date:	November 22, 2004
Re:	USSN 10/064,570			CC:	Jabil Circuit, Inc. (assignee)

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Dear Examiner Le:

In response to the non-final office action mailed on August 23, 2004, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated November 22, 2004 (2 pages); and
- 2) Amendment B with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated November 22, 2004 (12 pages).

Very respectfully,

  
 Molly L. Sauter  
 Reg. No. 46,457

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

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NOV 22 2004

002/015

Practitioner's Docket No.: 1413.02

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Israel Morejon et al. )  
Serial No.: 10/064,570 )  
Filed: 07/26/2002 )  
For: Symmetric Spherical QAM )  
Constellation )

Examiner: Amanda T. Le  
Art Unit: 2634  
Confirmation No.: 3235

Faxed to Technology Center 2600 at (703) 872-9314  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is an independent inventor. A statement was already filed.

**EXTENSION OF TERM**

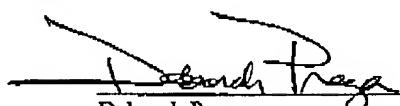
3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that an extension of term is required. Petition and Fee for Extension of Time is attached hereto.

---

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 2634, Attn.: Amanda T. Le, (703) 872-9314 on November 22, 2004.

Dated: November 22, 2004

  
Deborah Preza

(Amendment Transmittal—page 1)

## FEE FOR CLAIMS

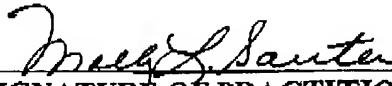
4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3) SMALL ENTITY		
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total 24	Minus 25	= 0	x \$18 =	\$90.00
Indep. 5	Minus 6	= 0	x \$88 =	\$258.00
First Presentation of Multiple Dependent Claim			+ \$300 =	\$0
			Total Addit. Fee	\$0.00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
- \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**No additional fee for claims is required.**

Very respectfully,

  
**SIGNATURE OF PRACTITIONER**

Reg. No. 46,457  
Tel. No.: (727) 507-8558

Molly L. Sauter  
Smith & Hopen, P.A.  
15950 Bay Vista Drive, Ste. 220  
Clearwater, FL 33760

(Amendment Transmittal—page 2)